

**MINUTES OF THE BLAYNEY SHIRE COUNCIL EXTRAORDINARY
MEETING
HELD IN THE CHAMBERS, BLAYNEY SHIRE COUNCIL COMMUNITY
CENTRE, ON 29 AUGUST 2023, COMMENCING AT 5.00PM**

Present: Crs S Ferguson (Mayor), D Somerville (Deputy Mayor), A Ewin, C Gosewisch, J Newstead, M Pryse Jones and B Reynolds

General Manager (Mr M Dicker), Director Corporate Services (Mr A Franze), Director Infrastructure Services (Mr J Hogan), Director Planning & Environmental Services (Mr A Muir), Tiffaney Irlam (Chief Financial Officer) and Executive Assistant to the General Manager (Mrs L Ferson)

ACKNOWLEDGEMENT OF COUNTRY

RECORDING OF MEETING STATEMENT

DISCLOSURES OF INTEREST

The General Manager reported the following Disclosure of Interest forms had been submitted:

Councillor /Staff	Interest	Item	Pg	Report	Reason
Cr Newstead	Non-Pecuniary Less than Significant	3	22	Minutes of the Financial Assistance Committee Meeting held 8 August 2023	My nephew and his wife own the Millthorpe Little Learners Centre

PUBLIC FORUM

Daniel Drum – Item 4 – DA2022/48 - Demolition of Existing Buildings, Construction of a Commercial Premises, Dual Occupancy and associated Site Works and Car Parking – 10 Pym Street Millthorpe

CONFIRMATION OF MINUTES

**MINUTES OF THE PREVIOUS COUNCIL MEETING HELD 15
AUGUST 2023**

2308/E001

RESOLVED:

That the Minutes of the Ordinary Council Meeting held on 15 August 2023, being minute numbers 2308/001 to 2308/009 be confirmed.

(Gosewisch/Ewin)
CARRIED

MATTERS ARISING FROM THE MINUTES

Nil

CORPORATE SERVICES REPORTS**DRAFT STATEMENT OF FINANCIAL REPORTS BY COUNCIL
2022/23****2308/E002****RESOLVED:**

That Council;

1. Make the statement in accordance with Section 413(2)(c) of the Local Government Act 1993, and Clause 215 of the Local Government (General) Regulation (2005) for the General Purpose Financial Statements for the year ending 30 June 2023.
2. Receive the certification of the Responsible Accounting Officer.
3. Make the statement in accordance with the requirements of the Code of Accounting Practice in relation to the Special Purpose Financial Statements for the year ending 30 June 2023.
4. Endorse signature of the statements by the Mayor, Deputy Mayor, the General Manager and the Responsible Accounting Officer.
5. Refer the General Purpose Financial Statements and Special Purpose Financial Statements to audit and invite Intentus Chartered Accountants, as the contracted agent for the NSW Audit Office, to complete the audit as per the requirements of Section 413(1) of the Local Government Act (1993) and Local Government (General) Regulation (2005).
6. Approve the creation of a security, bonds and retentions internal allocation.
7. Approve the net transfers to Council's external cash restrictions of \$7.23m.
8. Approve the net transfers to Council's internal cash allocations of \$1.6m, for the purposes as detailed in Schedule 1.
9. Approve supplementary votes of expenditure to the 2023/24 budget for carryover works from 2022/23 to 2023/24, totalling \$2.83m funded from internal cash allocations of \$148k and external cash restrictions of \$2.68m as per the attached schedule.
10. Approve supplementary votes of expenditure for 2023/24 totalling \$1.81m for carryover works from 2022/23 to 2023/24 funded from future grants and contributions not yet received.

(Reynolds/Somerville)

CARRIED

**MINUTES OF THE FINANCIAL ASSISTANCE COMMITTEE
MEETING HELD 8 AUGUST 2023**

2308/E003 RESOLVED:

That Council;

1. Receive the minutes of the meeting held 8 August 2023.
2. Approve the recommendations for 2023/24 - Round 1 of the Community Financial Assistance Program by the Financial Assistance Committee, in the amount of \$9,150.
3. Undertake a further round of financial assistance under the 2023/24 Community Financial Assistance Program to be called for in October with additional targeted communication for all community groups.

(Somerville/Gosewisch)

CARRIED

PLANNING AND ENVIRONMENTAL SERVICES REPORTS

**DA2022/48 - DEMOLITION OF EXISTING BUILDINGS,
CONSTRUCTION OF A COMMERCIAL PREMISES, DUAL
OCCUPANCY AND ASSOCIATED SITE WORKS AND CAR
PARKING - 10 PYM STREET MILLTHORPE**

2308/E004 RESOLVED:

That Council consents to Development Application 48/2023 for demolition of existing buildings, construction of a commercial premises, dual occupancy and associated site works and car parking at Lot 122 DP 846528, 10 Pym Street, Millthorpe, subject to the recommended conditions of consent including the following:

- An Additional Condition numbered 48 as follows:
48. Construction Communication Protocol
Prior to the commencement of works the applicant shall provide a Construction Communication Protocol for the approval of the Director of Planning and Environmental Services. The Protocol shall outline the communication mechanism in relation to major demolition and construction events likely to cause disturbance to the surrounding neighbourhood. Such events may include (but not necessarily be limited to) mobilisation and use of heavy machinery on site; deliveries and vehicle movements likely to cause traffic disruption; and significant noise generating activities. The protocol shall include communication with adjoining neighbours and residents/businesses extending to the intersection of Pym Street and southern side of Victoria Street and Pym Street and northern side of Blake Street.
- An additional sentence be added to Condition 35 as follows:
The concrete colour from the gutter crossing to the property boundary and adjoining footpath replacement shall be modified with oxide to match future footpath construction. This may be Colourmix 'SILVER' at a rate of 1 bag per cubic metre or Colourmix 'ONYX' at the rate of 0.5 bag per cubic

- metre.
- The amount in Condition 41 be changed from \$2,000 to \$10,000.

(Somerville/Ewin)

The **DIVISION** was taken and the names of the Councillors voting FOR and AGAINST were as follows:

FOR	AGAINST	
Councillor Ewin		
Councillor Ferguson		
Councillor Somerville		
Councillor Reynolds		
Councillor Newstead		
Councillor Pryse Jones		
Councillor Gosewisch		
Total (7)	Total (0)	CARRIED

CLOSED MEETING

2308/E005 RESOLVED:

That the meeting now be closed to the public in accordance with Section 10A of the Local Government Act, 1993 for consideration of the following matter:

TENDER 7-2023: SUPPLY, DELIVERY, AND PLACEMENT OF SPRAYED BITUMINOUS SURFACING

This matter is considered to be confidential under Section 10A(2) (di) of the Local Government Act, as it deals with commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it.

(Gosewisch/Reynolds)

CARRIED

CONFIDENTIAL MEETING REPORTS

TENDER 7-2023: SUPPLY, DELIVERY, AND PLACEMENT OF SPRAYED BITUMINOUS SURFACING

2308/E006 RESOLVED:

That Council accept the tender from Fulton Hogan Industries Pty Ltd for the quality assured, schedule of rates contract for the Supply, Delivery, and Placement of Sprayed Bituminous Surfacing.

(Newstead/Somerville)

CARRIED

2308/E007 RESOLVED:

That as consideration of the matters referred to in the closed meeting has been concluded, the meeting now be opened to the public.

(Reynolds/Ewin)

CARRIED

AT THE RE-OPENING OF THE MEETING TO THE PUBLIC, THE MAYOR ANNOUNCED THE OUTCOME OF RESOLUTION NUMBER 2308/E006.

There being no further business, the meeting concluded at 5.31pm.

The Minute Numbers 2308/E001 to 2308/E007 were confirmed on 19 September and are a full and accurate record of proceedings of the Extraordinary Meeting held on 29 August 2023.



Cr S Ferguson
MAYOR



Mr M Dicker
GENERAL MANAGER